



PATENT

Attorney Docket No. 01017/32953A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zsebo *et al.*

Serial No.: 09/604,325

Filed: June 26, 2000

For: STEM CELL FACTOR

Group Art Unit: To be assigned

Examiner: To be assigned

) I hereby certify that this paper is
) being deposited with the United States
) Postal Service as first class mail,
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) addressed to: Commissioner for
) Patents, Attention: Box Missing Parts,
) Washington, D.C. 20231 on this date:

) March 21, 2001

) 

) Thomas A. Cawley, Jr., Ph.D.
) Reg. No. 40,944
) Attorney for Applicants
)
)
)

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NON-PROVISIONAL APPLICATION
UNDER 37 C.F.R. §1.53(B) - FILING DATE GRANTED**

Assistant Commissioner for Patents
Box Missing Parts
Washington, DC 20231

Sir:

This is in response to the "Response to Notice to File Missing Parts of Non-provisional Application Under 37 C.F.R. §1.53(b) - Filing Date Granted" dated August 21, 2000 (copy enclosed as *Appendix A*).

In response the applicants believe that the Initial Patent Examination Division is in error with respect to the alleged missing inventor oath/declaration. More specifically, the applicants submit that the original inventor oath/declaration was submitted (on June 26, 2000) along with a copy of the application. As proof, enclosed

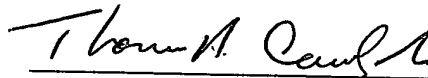
herewith is a copy (front and back) of a self-addressed stamped receipt from the USPTO indicating receipt of "oath/declaraiion" (see *Appendix B*). As a courtesy to the Patent Office, a copy of the original oath/declaration is enclosed herewith as *Appendix C*. The applicants respectfully request that the Initial Patent Examination Division correct this error.

Finally, this paper is accompanied by (1) a petition for an extension of time to file in the fifth month and the requisite fee and (2) a check in the amount of \$260 for additional claims.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,
MURRAY & BORUN

By



Thomas A. Cawley, Jr., Ph.D.

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March 21, 2001



01017/32953A

6/26/00 / 24

The Patent Office is hereby requested to acknowledge receipt
of the following papers by stamping and returning this ~~copy~~ **pro**

WITH SERIAL NO. AND FILING DATE

Zesbo et al.

"Stem Cell Factor"

Continuing Application Transmittal Under 37 CFR 1.53(b)
Copy of prior complete application including the specificatio
with claims, drawings, oath/declaration and any amendments.

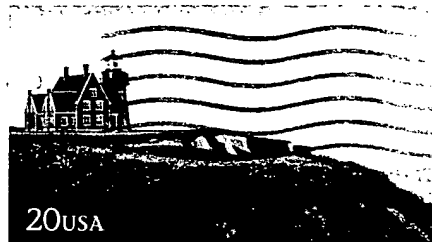
Preliminary amendment

Statement; Sequence list; diskette

Fee \$ 690.00 ck#: 59086

with certificate of mailing by U.S.P.S. Express Mail dated
June 26, 2000 with label number: EM578441888US





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FORMALITIES LETTER



OC000000005340803

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/604,325	06/26/2000	Kriszina M. Zsebo	01017/32953A

Marshall O'Toole Gerstein
Murray & Borun
6300 Sears Tower
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Chicago, IL 60606-6402

Date Mailed: 08/21/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$260.
 - \$260 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 390.

Docketed: 10/21/00

*A copy of this notice **MUST** be returned with the reply.*

M. Middleton
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/28/2001 EEKUBAY1 00000061 132855 09604325

01 FC:104 10.00 CH 260.00 OP

03/28/2001 EEKUBAY1 00000062 09604325

01 FC:105 130.00 OP